

THE HONORABLE ROBERT S. LASNIK



09-CV-00642-BR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

AMERICAN CIVIL LIBERTIES UNION
OF WASHINGTON,

Plaintiff,

v.

U.S. DEPARTMENT OF JUSTICE,

Defendant.

CASE No. C09-642RSL

**STIPULATION FOR
COMPROMISE SETTLEMENT
AND RELEASE OF CLAIMS**

I. STIPULATION

Plaintiff American Civil Liberties Union of Washington ("Plaintiff") and Defendant United States Department of Justice ("Defendant"), by and through their undersigned counsel, hereby enter into this Settlement Agreement as follows:

1. In consideration for the release of Plaintiff's claims regarding attorneys' fees and costs against Defendant, the United States shall pay to Plaintiff within sixty (60) days of the execution of this Stipulation the sum of fifty thousand dollars (\$50,000.00) payable to the ACLU of Washington Foundation via wire transfer, which sum Plaintiff and its counsel agree to accept as

1 full settlement of any and all claims, credits, demands, rights and causes of action for attorneys'
2 fees and costs incurred by Plaintiff in this action, and is inclusive of interest.

3 2. Upon execution of this Settlement Agreement, Plaintiff hereby releases and forever
4 discharges Defendant and its successors, the United States of America, and any department,
5 agency, or establishment of the United States, and any officers, employees, agents, successors, or
6 assigns of such department, agency, or establishment, from any and all past, present, or future
7 claims for fees, costs, or litigation expenses in connection with the above-captioned litigation.

8 3. Upon the execution of this Settlement Agreement, Plaintiff hereby releases and forever
9 discharges Defendant, and its successors, the United States of America, and any department,
10 agency, or establishment of the United States, and any officers, employees, agents, successors, or
11 assigns of such department, agency, or establishment, from any and all claims and causes of
12 action that Plaintiff asserts or could have asserted in this litigation, or which hereinafter could be
13 asserted by reason of, or with respect to, or in connection with, or which arise out of, the FOIA
14 request on which this action is based.

15 4. The parties acknowledge that this Settlement Agreement is entered solely for the
16 purpose of settling and compromising any remaining claims in this action without further
17 litigation, and it shall not be construed as evidence or as an admission regarding any issue of law
18 or fact, or regarding the truth or validity of any allegation or claim raised in this action, or as
19 evidence or as an admission by the Defendant regarding Plaintiff's entitlement to attorney's fees
20 and other litigation costs under the FOIA.

21 5. The Parties agree that this Stipulation, including all the terms and conditions of this
22 compromise settlement, may be made public in their entirety, and the Parties expressly consent
23 to such release and disclosure pursuant to 5 U.S.C. § 552a(b).

24 6. The persons signing this Stipulation warrant and represent that they possess full
25 authority to bind the entities, agencies and organizations on whose behalf they are signing to the
26 terms of the Stipulation.

27 7. This Stipulation represents the entire agreement between the Parties with regard to the
28

1 matters set forth herein and no other agreements, understandings or representations, oral or
2 otherwise, bind the Parties except as herein expressly set forth in writing and signed by all
3 Parties.

4 8. The Court retains jurisdiction to enforce the provisions of this Stipulation.

5 SO STIPULATED AND AGREED this 7th day of March, 2013

6
7 /s/ Lee Gelernt

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II. ORDER

IT IS SO ORDERED.

DATED this 11th day of March, 2013.



ROBERT S. LASNIK
United States District Judge